

(PRE-FILED)

By: **Delegate Boutin**
Requested: September 4, 2003
Introduced and read first time: January 14, 2004
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Commercial Law - Task Force to Study the Use of Radio Frequency**
3 **Identification Tags by Retailers and Manufacturers**

4 FOR the purpose of establishing a Task Force to Study the Use of Radio Frequency
5 Identification Tags by Retailers and Manufacturers; providing for the
6 membership of the Task Force; providing for the designation of a chairman of
7 the Task Force; providing for staff for the Task Force; prohibiting a member of
8 the Task Force from receiving compensation; authorizing a member of the Task
9 Force to receive reimbursement for certain expenses; requiring the Task Force to
10 study certain issues; requiring the Task Force to report its findings and
11 recommendations to the Governor and the General Assembly on or before a
12 certain date; providing for the termination of this Act; and generally relating to
13 the establishment of a Task Force to Study the Use of Radio Frequency
14 Identification Tags by Retailers and Manufacturers.

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That:

17 (a) There is a Task Force to Study the Use of Radio Frequency Identification
18 Tags by Retailers and Manufacturers.

19 (b) The Task Force consists of the following members:

20 (1) three members of the Senate of Maryland, appointed by the President
21 of the Senate;

22 (2) three members of the House of Delegates, appointed by the Speaker
23 of the House; and

24 (3) the following three members, appointed by the Governor:

25 (i) one representative from the Governor's office;

26 (ii) one representative from the Maryland Retailers Association;

27 and

1 (iii) one representative of State or local law enforcement.

2 (c) The Governor shall designate the chairman of the Task Force.

3 (d) The Department of Legislative Services shall provide staff for the Task
4 Force.

5 (e) A member of the Task Force:

6 (1) may not receive compensation; but

7 (2) is entitled to reimbursement for expenses under the Standard State
8 Travel Regulations, as provided in the State budget.

9 (f) The Task Force shall study and make recommendations regarding:

10 (1) the privacy issues raised by the use of radio frequency identification
11 tags by retailers and manufacturers;

12 (2) whether the use of radio frequency identification tags by retailers
13 and manufacturers should be prohibited or restricted; and

14 (3) whether legislation is necessary to regulate the use of radio
15 frequency identification tags by retailers and manufacturers.

16 (g) The Task Force shall report its findings and recommendations to the
17 Governor and, subject to § 2-1246 of the State Government Article, the General
18 Assembly on or before September 30, 2005.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2004. It shall remain effective for a period of 1 year and, at the end of
21 September 30, 2005, with no further action required by the General Assembly, this
22 Act shall be abrogated and of no further force and effect.